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March 13, 2019

VIA CM/ECF

The Honorable Colleen McMahon
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

Re: ***Sergeants Benevolent Assoc. Health & Welfare Fund, et al. v. Actavis, PLC, et al,***
Case No. 1:15-CV-06549-CM (S.D.N.Y.)

Dear Judge McMahon:

Plaintiff and the Forest and Merz Defendants in the above-captioned case are jointly writing to report that the mediation with Jonathan Marks did not result in the resolution of this matter. Counsel for the Direct Purchaser Plaintiffs and counsel for Forest in the companion action had scheduled a three-day mediation that commenced on March 6th. That companion mediation reached an impasse. While Plaintiff and the Forest and Merz Defendants engaged in mediation efforts leading up to the March dates, due to the impasse reached in the DPP mediation, the mediator recommended that the in-person mediation session in this action scheduled for March 8th not go forward.

Respectfully submitted,

/s/ Martin M. Toto

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/s/ Peter Safirstein

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/s/ Marvin A. Miller

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March 13, 2019

Page 2

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